



Code: \$ 140 - 119

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS

#10
JULY 12/90
112/90

Applicant(s): Dennis L. Panicall and Rene Bernards
Serial No.: 07/092,036
Group Art Unit: 153

Filed: September 2, 1987

Examiner: Mays
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For: RECOMBINANT POX VIRUS FOR IMMUNIZATION
AGAINST TUMOR-ASSOCIATED ANTIGENS

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being
deposited with the United States Postal Service as First
Class Mail in an envelope addressed to Honorable
Commissioner of Patents and Trademarks, Washington,
D.C. 20231 on 7-2-90.

Hamilton, Brook, Smith & Reynolds

Joyce A. Rains
Signature

7-2-90
Date

The Honorable Commissioner of
Patents and Trademarks
Box AF
Washington, D.C. 20231

Sir:

Applicant hereby appeals to the Board of Appeals from the decision
dated January 2, 1990 of the Primary Examiner finally
rejecting claims 1-23, 27, 29-35. The item(s) checked below
are appropriate:

1. An extension of time to respond to the Final Rejection
was obtained on _____ for _____ month(s)
with payment of a \$ _____ fee.
 - a. Applicant hereby petitions for an additional
month extension of time to respond to
the Final Rejection. The extension fee in the
amount of \$ _____ is enclosed in payment
thereof.
2. Applicant hereby petitions for a 3 month extension of
time to respond to the Final Rejection. The extension fee in
the amount of \$ 430.00 is enclosed in payment thereof.
3. An Oral Hearing before the Board of Appeals is respectfully
requested. The Hearing fee in the amount of \$ _____ is
enclosed in payment thereof.

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119 140.00 CK
117 430.00 CK

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117 430.00 CK

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4. The Appeal fee in the amount of \$ 140.00 is enclosed.

5. A check in the total amount of \$ 570.00 is enclosed to cover the above fees. Please charge Attorney's Deposit Account No. 08-0380 for any additional amounts which may be due in this matter. Two additional copies of this Notice of Appeal are enclosed for that purpose.

Any extensions of time which are required to maintain this application in a pending status are hereby requested. The Commissioner is hereby authorized to charge such extension fees to Deposit Account No. 08-0380.

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

Patricia Graham 32, 227
for

Giulio A. DeConti, Jr.

Applicant's Attorney

Registration No. 31,503

Telephone: (617) 861-6240

Dated July 2, 1990

Lexington, Massachusetts 02173